

Adulteration of the article was alleged in the libel for the reason that its strength fell below the professed standard of "Antiseptic," under which it was sold.

Misbranding was alleged for the reason that the statement, "Possessing * * * Antiseptic * * * Qualities," appearing on the carton, was false and misleading. Misbranding was further alleged for the reason that the statement, "Checks Acid Fermentation Which is the Cause of Tooth Decay, Bleeding Gums, and Pyorrhea," appearing on the display carton and the retail carton regarding the curative or therapeutic effect of the article, was false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On November 23, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

19066. Misbranding of Innerclean. U. S. v. 125 Cartons of Innerclean. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 27076. I. S. No. 29285. S. No. 5279.)

Examination of the drug product Innerclean showed that the essential ingredients of the article were laxative drugs and that the circular contained unwarranted curative and therapeutic claims. The circular also contained representation that the article was not habit-forming, whereas it would have the habit-forming tendency customary to such preparations.

On October 14, 1931, the United States attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 125 cartons of Innerclean, remaining in the original packages at Brooklyn, N. Y., alleging that the article had been shipped by the Innerclean Manufacturing Co., from Los Angeles, Calif., on or about September 12, 1931, and had been transported from the State of California into the State of New York, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of senna leaves (approximately 50 per cent), cascara sagrada bark or the bark of a related species (approximately 30 per cent), anise seed (approximately 10 per cent), and sassafras bark (approximately 10 per cent).

It was alleged in substance in the libel that the article was misbranded in that the following statements contained in the circular were false and misleading: "Beware of the Physic Habit! Most so-called 'physics' used for Constipation aggravate the very condition they are meant to correct. Usually they are drug extracts whose action is one of violent stimulation. With repeated use their effect becomes less and less, until the bowels no longer respond to even a much larger dose. Beware of the 'Physic Habit.' * * * [Testimonial] 'I have found Inner-Clean absolutely non-habit forming.' * * * Not Habit Forming! Innerclean intestinal laxative does not lose its effectiveness through continued use, nor is a larger dose required. On the contrary, the dosage can be decreased steadily, and soon you will find it unnecessary to use Innerclean Intestinal Laxative excepting on rare occasions due to dietetic sins." Misbranding was alleged for the further reason that the following statements in the said circular were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently that the article was in whole or in part composed of and contained ingredients and medicinal agents effective in the treatment of the diseases and conditions named therein, whereas it contained no ingredient or combination of ingredients capable of producing the effects claimed: "Professor Arnold Ehret, eminent Swiss scientist and originator of Innerclean was also author of the world famous 'Mucusless-Diet Healing System' * * * Ask yourself This Question—'Am I Being Poisoned By Constipation?' Don't think that constipation means only that chronic condition where the bowels fail to move without artificial help. Most people in this age of refined foods and sedentary living, are constipated in some degree. 'One good movement every day' is not enough to keep the bowels cleaned out. The remaining uneliminated filth forms a sticky coating on the walls and in the folds of the intestines. The whole digestive tract may be affected. Poisons generated by this putrefying filth are

absorbed into the blood and pollute the entire system. Whenever you feel bad, first ask yourself: 'Am I being poisoned by constipation?' Colds, indigestion, rheumatism, asthma, heart trouble, Bright's disease, diabetes and even nervous troubles are directly traceable to poisons from internal filth. Remove the cause, and be really well! * * * It * * * helps correct the flabby condition of the bowels, and restores normal healthy digestion and elimination. Innerclean Intestinal Laxative makes you feel like a new person. The most acute cases of constipation have been relieved by this non-habit forming Intestinal Laxative, doses being gradually diminished until Nature needed no further help to maintain Inner-Cleanliness. * * * The absorption of poisons from decomposing food and uneliminated waste matter in the digestive tract is the principal cause of most all human ailments. Those who bathe frequently would be shocked if they were aware of their internal uncleanness. Because of improper diet habits of modern civilization, the average so-called 'healthy' man or woman carries constantly several pounds of uneliminated waste matter, as proven in many instances by autopsies. Poisons generated by this filth weaken the body; foods fail to nourish; and nervousness, headaches, colds, etc., with their train of chronic ailments soon develop. Innerclean Intestinal Laxative is an aromatic herb-vegetable compound perfected by Prof. Arnold Ehret, originator of the 'Mucusless Diet Healing System,' to remove from the intestines age-old accumulations of filth, fermenting undigested food, poisonous toxemias and mucus, and hardened feces which pollute the system and cause acute sickness, chronic diseases and premature old age" and a design depicting a youthful and careworn woman with the legend "The Same Age! Is yours the picture of youthful health or careworn age?"

On November 13, 1931, the Block Drug Co., Brooklyn, N. Y., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$4,000, conditioned in part that the circular be removed from the packages and destroyed under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

19067. Misbranding of Jurgelwicz's anti-rheumatic mixture. U. S. v. 6 Dozen Bottles of Jurgelwicz's Anti-Rheumatic Mixture. Default decree of destruction. (F. & D. No. 27184. I. S. No. 18805. S. No. 5341.)

Examination of the drug product, Jurgelwicz's anti-rheumatic mixture, showed that the carton and bottle labels and an accompanying circular bore statements representing that the article possessed curative and therapeutic properties which, in fact, it did not possess. The article was represented to be a purely vegetable mixture and to contain nothing that might injure the system, whereas it contained mineral drugs that might be injurious.

On or about November 5, 1931, the United States attorney for the Southern District of Mississippi, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of six dozen bottles of Jurgelwicz's anti-rheumatic mixture, remaining in the original unbroken packages at Natchez, Miss., alleging that the article had been shipped by Mrs. E. A. Jurgelwicz from New Orleans, La., on or about May 11, 1931, and had been transported from the State of Louisiana into the State of Mississippi, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it contained in each 100 milliliters potassium iodide (5.74 grams), sodium salicylate (0.6 gram), an extract from a plant drug such as podophyllum, glycerin, and water.

It was alleged in the libel that the article was misbranded in that the statements appearing in the circular, "I guarantee that it is a purely vegetable mixture and that it contains nothing that can injure the human system," were false and misleading. Misbranding was alleged for the further reason that the following statements appearing on the bottle and carton labels and in the accompanying circular, regarding the curative or therapeutic effects of the said article, were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton and bottle label) "Anti-Rheumatic Mixture